NOT FOR PUBLICATION

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY

NOVEMBER THIRD TERMINATION, ASSOC., et al.,

Plaintiff,

Civil Action No.: 99cv5126 (JLL)

٧.

HOFFMAN-LA ROCHE, INC., et al.,

Defendant.

ORDER ADOPTING THE REPORT AND RECOMMENDATION OF THE MAGISTRATE JUDGE

APPEARANCES:

Charles J. Sciarra, Esq. 17 Academy Street Suite 701 Newark, NJ 07102

Donald A. Beshada, Esq. Drinker Biddle & Reath LLP 500 Campus Drive Florham Park, NJ 07932-1047

LINARES, District Judge:

This matter having come before the Court on the Report and Recommendation of United States Magistrate Ronald J. Hedges, filed April 27, 2005, and the Court having received no objections, and the Court having reviewed the Report and Recommendation and other documents on file in this matter, and

For good cause shown;

IT IS on this 12th day of May, 2005,

ORDERED that the Report and Recommendation of Magistrate Judge Hedges filed April 27, 2005, recommending that Defendant's motion to dismiss certain Plaintiffs for failure to comply with discovery be granted is hereby ADOPTED as the findings of fact and conclusions of law of this Court.

Dated: May 12, 2005

OSE/L LINARES

UNITED STATES DISTRICT JUDGE